

May 2006

Update: Criminal Procedure Monograph 8—Felony Sentencing

Part VI—Fashioning an Appropriate Sentence

8.31 Sentence Credit

Insert the following text after the second full paragraph on page 148:

Presentence incarceration must be for sentencing offense.

See also *People v Stead*, ___ Mich App ___, ___ (2006). A defendant who spends time in jail for an offense committed while the defendant was on parole is a parole detainee for whom bond is not considered. A parole detainee is entitled to credit against the sentence from which he or she was paroled for any time spent in jail awaiting disposition of the new offense.

Presentence incarceration must be due to denial or inability to furnish bond.

Insert the following text on page 149, before the paragraph beginning “**Special alternative incarceration units**”:

See also *People v Stead*, ___ Mich App ___, ___ (2006) (because bond is not considered for a parole detainee, time served is not creditable to current offense).

Appendices

Appendix A—Felony Offenses by Crime Group and Severity

Replace the contents of Appendix A with the following content.

Appendices

Appendix F—MCL # and Alphabetical Lists of Felony Offenses

Replace the contents of Appendix F with the following content.